

ASSEMBLY BILL NO. 70—ASSEMBLYMEN KIRKPATRICK, MCCLEARY, SIBLEY, ALLEN, ANDERSON, ARBERRY JR., ATKINSON, CONKLIN, DENIS, GANSERT, GIUNCHIGLIANI, GOICOECHEA, HARDY, HOGAN, KOIVISTO, MCCLAIN, MUNFORD, OCEGUERA, PARKS, PARNELL, PIERCE AND SMITH

FEBRUARY 17, 2005

JOINT SPONSOR: SENATOR CARLTON

Referred to Committee on Education

SUMMARY—Requires boards of trustees of certain school districts to establish policies governing use of school property without charge. (BDR 34-842)

FISCAL NOTE: Effect on Local Government: May have Fiscal Impact.
Effect on the State: No.

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EXPLANATION – Matter in ***bolded italics*** is new; matter between brackets ***omitted material*** is material to be omitted.

AN ACT relating to school property; requiring the boards of trustees of certain larger school districts to adopt regulations exempting certain nonprofit educational organizations from charges associated with the use of school property and allowing the use by the general public of outdoor school grounds; and providing other matters properly relating thereto.

Legislative Counsel's Digest:

- 1 Under existing law, the board of trustees of a school district may allow the use
2 of school buildings and grounds by the general public. (NRS 393.071-393.0719)
3 With the exception of the use of school libraries by the general public, a school
4 district may impose a charge for the use and may request reimbursement from the
5 person or entity authorized to use the school buildings or grounds for the expenses
6 associated with that use, including lighting, heating and janitorial expenses.
7 (NRS 393.0719)
8 This bill requires the board of trustees of a school district located in a county
9 whose population is 400,000 or more (currently Clark County) to adopt regulations
10 establishing policies to exempt certain nonprofit educational groups from charges



11 associated with the use of school buildings and grounds and to allow the use by the
12 general public of the outdoor school grounds.

THE PEOPLE OF THE STATE OF NEVADA, REPRESENTED IN
SENATE AND ASSEMBLY, DO ENACT AS FOLLOWS:

1 **Section 1.** NRS 393.0717 is hereby amended to read as
2 follows:

3 393.0717 1. The board of trustees of ~~the~~ *each* school
4 district shall ~~make~~ *prescribe* all necessary regulations for the use
5 of school buildings and grounds for civic meetings and recreational
6 activities, and for the aid, assistance and encouragement of
7 recreational activities ~~+~~
8 ~~—2.—The~~ *in furtherance of the provisions of NRS 393.071 to*
9 *393.0719, inclusive.*

10 2. *Except as otherwise provided in subsection 3, the* use of
11 any school buildings or grounds for any meeting or recreational
12 activity is subject to such reasonable regulations as the board of
13 trustees prescribes.

14 3. *The board of trustees of a school district that is located in a*
15 *county whose population is 400,000 or more shall adopt*
16 *regulations that:*

17 (a) *Establish a policy for granting the use of school buildings,*
18 *grounds and equipment without charge to organizations that meet*
19 *the requirements of subsection 4 of NRS 372.3261; and*

20 (b) *Establish a policy that outdoor school grounds and*
21 *recreational areas, including, without limitation, playgrounds and*
22 *sports fields, are available for use by the general public during*
23 *times that are not regular school hours.*

24 **Sec. 2.** On or before March 31, 2006, the board of trustees of a
25 school district that is located in a county whose population is
26 400,000 or more shall adopt regulations to carry out the provisions
27 of subsection 3 of section 1 of this act.

28 **Sec. 3.** This act becomes effective on July 1, 2005.

